

**CLOSED**

**FILED**

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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**JUL 11 2005**

**CLERK'S OFFICE  
U.S. DISTRICT COURT  
EASTERN MICHIGAN**

TED RIDLING,

Plaintiff,

Case Number: 04-74052



v.

JUDGE PAUL D. BORMAN  
MAG. JUDGE VIRGINIA MORGAN  
UNITED STATES DISTRICT COURT

C/O SHOOK, C/O MAY, C/O BURNS,  
WARDEN RENICO, INSPECTOR  
PATRICK, INMATE COOPER,  
INMATE HANNON, and INMATE  
HINTON,

Defendants.

**ORDER ACCEPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION  
IN FAVOR OF: 1) GRANTING DEFENDANTS' MOTION TO DISMISS FOR FAILURE  
TO EXHAUST ADMINISTRATIVE REMEDIES; 2) DISMISSING WITHOUT  
PREJUDICE PLAINTIFF'S § 1983 CLAIMS AGAINST DEFENDANTS SHOOK, MAY,  
AND BURNS; 3) DISMISSING WITH PREJUDICE PLAINTIFF'S § 1983 CLAIMS  
AGAINST DEFENDANTS RENICO, PATRICK, COOPER, HANNON, AND HINTON;  
AND 4) DISMISSING WITHOUT PREJUDICE PLAINTIFF'S STATE-LAW CLAIMS  
AGAINST DEFENDANTS COOPER, HANNON, AND HINTON.**

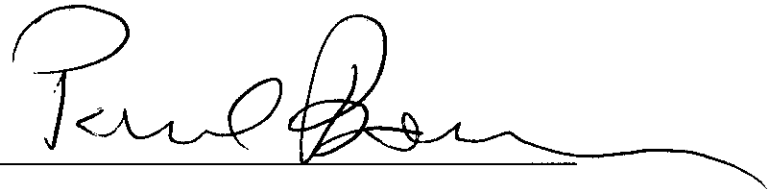
Before the Court is the Magistrate Judge's Report and Recommendation, filed on  
February 23, 2005, in favor of dismissing Plaintiff's complaint in its entirety. No objection was  
filed thereto.

Having reviewed the Report and Recommendation, the Court enters as its findings and  
conclusions the Report and Recommendation in favor of:

- 1) GRANTING Defendants' motion to dismiss under Rule 12(b)(6) for failure to  
exhaust administrative remedies;

- 2) DISMISSING WITHOUT PREJUDICE Plaintiff's § 1983 claims against Defendants Shook, May, and Burns.
- 3) DISMISSING WITH PREJUDICE Plaintiff's § 1983 claims against Defendants Renico, Patrick, Cooper, Hannon, and Hinton; and
- 4) DISMISSING WITHOUT PREJUDICE Plaintiff's state-law claims against Defendants Cooper, Hannon, and Hinton.

SO ORDERED

A handwritten signature in black ink, appearing to read "Paul D. Borman", written over a horizontal line.

PAUL D. BORMAN  
UNITED STATES DISTRICT JUDGE

Dated: JUL 11 2005  
Detroit, Michigan